IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.2744 OF 2005

Shri Anant Hirakant Katvi : Petitioner

V/s.

Smt.Sushama Prafulla Shroff : Respondent

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Mr.P.S.Dani for the petitioner.

None present for the respondent.

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CORAM : S.A. BOBDE, J.

September 29, 2005.

P.C.:

1. This petition is directed against the order of the Addl. Commissioner, Konkan Division, in RTS proceedings. The learned Addl. Commissioner has rightly observed that the petitioner may agitate the issue in a civil suit.

2. In the circumstances, the petition is dismissed with liberty to file a civil suit. The petitioner shall be at liberty to apply for mutation, in accordance with the decision of the civil Court.

S.A. BOBDE, J.